

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

IN RE LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST LITIGATION	
THIS DOCUMENT RELATES TO:	No. 1:11-md-2262-NRB
The OTC Action	No. 11-cv-5450

**OTC PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR FINAL APPROVAL  
OF SETTLEMENT WITH DEFENDANTS COÖPERATIEVE RABOBANK U.A., LLOYDS  
BANKING GROUP PLC, LLOYDS BANK PLC, HBOS PLC, BANK OF SCOTLAND PLC,  
ROYAL BANK OF CANADA, PORTIGON AG, AND WESTDEUTSCHE IMMOBILIEN  
SERVICING AG**

**TO: ALL PARTIES AND THEIR RESPECTIVE COUNSEL OF RECORD**

**PLEASE TAKE NOTICE** that, on a date and at a time to be determined by the Court, at the United States District Court for the Southern District of New York, Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, New York 10007, in the Courtroom of the Honorable Naomi Reice Buchwald, OTC Plaintiffs will, and hereby do, move the Court, pursuant to Federal Rule of Civil Procedure 23(e), for an Order: (i) granting final approval of the proposed settlement (“Settlement”) reached between OTC Plaintiffs and Defendants Cooperatieve Centrale Raiffeisen-Boerenleenbank B.A. (n/k/a Cooperatieve Rabobank U.A.) (“Rabobank”), Lloyds Banking Group plc, Lloyds Bank plc, HBOS plc, and Bank of Scotland (together, “Lloyds”), Royal Bank of Canada (“RBC”), and WestLB AG (n/k/a Portigon AG) and Westdeutsche Immobilienbank AG (n/k/a Westdeutsche Immobilien Servicing AG) (together, “Portigon”), in the above-captioned action; (ii) certifying the Settlement Class; (iii) granting final approval of the Plan of Distribution; (iv) appointing Hausfeld LLP and Susman Godfrey L.L.P. as Settlement Class Counsel, and (v) granting final approval of the Notice Plan, and for such other and further relief as the Court deems

appropriate.

Submitted in support of OTC Plaintiffs' Motion for Final Approval of Settlement with Rabobank, Lloyds, RBC, and Portigon are: (i) the Memorandum of Law in Support of OTC Plaintiffs' Motion for Final Approval of Settlement with Defendants Rabobank, Lloyds, RBC, and Portigon; and (ii) the Declaration of Steven Weisbrot and Exhibits A-G thereto. OTC Plaintiffs will submit a [Proposed] Order of Final Judgment and Order Granting Final Approval of Settlements with Defendants Rabobank, Lloyds, RBC, and Portigon, which will include a list of all Settlement Class member that have requested exclusion from the Settlement Class, in advance of the Final Approval Hearing set for December 12, 2023.

Dated: October 27, 2023

By: /s/ Michael D. Hausfeld

Michael D. Hausfeld  
Hilary Scherrer  
Nathaniel C. Giddings  
HAUSFELD LLP  
888 16th St., Suite 300  
Washington, D.C. 20006  
Telephone: (202) 540-7200  
Facsimile: (202) 540-7201  
mhausfeld@hausfeld.com  
hscherrer@hausfeld.com  
ngiddings@hausfeld.com

Gary I. Smith, Jr.  
HAUSFELD LLP  
600 Montgomery Street  
Suite 3200  
San Francisco, CA 94111  
Telephone: 415-633-1908  
Facsimile: 415-633-4980  
gsmith@hausfeld.com

/s/ William Christopher Carmody

William Christopher Carmody (WC8478)  
Seth Ard (SA1817)  
Geng Chen (GC2733)  
Amy B. Gregory (5663299)  
SUSMAN GODFREY L.L.P.  
1301 Avenue of the Americas, 32<sup>nd</sup> Fl.  
New York, New York 10019  
Telephone: 212-336-3330  
Facsimile: 212-336-8340  
bcarmody@susmangodfrey.com  
sard@susmangodfrey.com  
gchen@susmangodfrey.com  
agregory@susmangodfrey.com

Scott Martin  
HAUSFELD LLP  
33 Whitehall Street, 14 Fl.  
New York, NY 10004  
Telephone: 646-357-1100  
smartin@hausfeld.com

*Counsel for Baltimore, Yale, New Britain,  
Vistra, and Jennie Stuart, and Co-Lead  
Counsel for the OTC Class*

Marc M. Seltzer (CA State Bar No. 54534)  
Glenn C. Bridgman (CA State Bar No.  
270891)  
SUSMAN GODFREY L.L.P.  
1901 Avenue of the Stars  
Los Angeles, California 90067-6029  
Telephone: (310) 789-3100  
mseltzer@susmangodfrey.com  
gbridgman@susmangodfrey.com

Drew D. Hansen (WA State Bar No.: 30467)  
Matthew R. Berry (WA State Bar No.: 37364)  
SUSMAN GODFREY LLP  
401 Union Street, Suite 3000  
Seattle, WA 98101  
Telephone: (206) 516-3880  
Facsimile: (206) 516-3883  
Email: dhansen@susmangodfrey.com  
mberry@susmangodfrey.com

Barry C. Barnett (BB1984)  
Karen A. Oshman (TX State Bar No.:  
15335800)  
Michael C. Kelso (TX State Bar No.:  
24092617)  
SUSMAN GODFREY L.L.P.  
1000 Louisiana Street  
Suite 5100  
Houston, TX 77002-5096  
Telephone: (713) 651-9366  
Facsimile: (713) 654-6666  
bbamett@susmangodfrey.com  
koshman@susmangodfrey.com  
mkelso@susmangodfrey.com

*Counsel for Baltimore, Yale, New Britain,  
Vistra, and Jennie Stuart, and Co-Lead  
Counsel for the OTC Class*